

# EXHIBIT A

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Attorney Docket No. 104385.140

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
BENNETT *et al.* ) Group Art Unit: 1644  
Serial No.: 08/722,659 ) Examiner: M. Jamroz  
Filed: September 27, 1996 )  
For: USE OF HEPARINASE TO DECREASE INFLAMMATORY RESPONSE

Assistant Commissioner for Patents  
Washington, D.C. 20231

DECLARATION UNDER 37 C.F.R. § 1.132  
OF RICHARD BROUGHTON

I, Richard Broughton, do hereby declare that:

1. I am a research scientist at BioMarin Pharmaceuticals in Montreal, Canada.
2. I am a joint inventor of the subject matter claimed in U.S. Patent No. 5,997,863 ("the '863 patent"), along with Joseph Zimmermann, Israel Vlodavsky, D. Clark Bennett, and Pamela Danagher.
3. I am informed and believe that the '863 patent has been cited against the claims of the above-identified application. In particular, I am informed and believe that Example 8 found at col. 17, line 63-col. 18, line 29 has been cited against the above-captioned application in a prior art rejection.
4. While I was a co-inventor, I did not make an inventive contribution to the subject matter recited in paragraph 3. In particular, I was not involved in the animal model work described in Example 8 involving the local administration of heparinase to enhance revascularization, described generally at col. 17, line 63-col. 18, line 29. It is my belief that, of

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